

# **EXHIBIT E**

**From:** [Lichtman, Leo](#)  
**To:** ["Stephen Shaw"](#); [Movit, Jeffrey](#)  
**Cc:** [Lepera, Christine](#); [Paul Thanasides](#); [All CL Staff](#); [Reid Skibell](#); [Christina Casadonte-Apostolou](#)  
**Bcc:** ["Bay Tek Entertainment Inc Full Circle United LLC 51102 00001 E Mails"](#)  
**Subject:** RE: FCU - Confidential - Search Hit Report Fifth Revised Proposed Search Terms and Protocol  
**Date:** Wednesday, July 21, 2021 11:25:00 PM

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Stephen,

As discussed, below are the search hit results for proposed keywords without our additional modifiers. Note that there is also a search run for Jeff w/2 Hudson or [jhudson@skeeball.com](mailto:jhudson@skeeball.com), but without modifiers.

The total unique hits, reflected at the bottom, is 45,078; with 20,396 attachments. This is far more hits than the last search results, which took account of the additional modifiers (19,806 hits and 9,236 attachments), and which, as explained in my prior email, we believe make the searches more directly in line with Justice Kornreich's view that the searches should be narrowed and appropriately targeted to the case. The number is also far more than Full Circle's hits.

The other issues raised in your and Christina's emails are being taken under consideration.

Search Report		
Keyword	Metric	Total
skee* or *skee (7/17/2014 --> 1/1/2016)	Docs	2219
	MB	547
Search 1A TOTAL (7/17/2014 --> 1/1/2016)	Docs	2219
	MB	547
Twitch AND (skee* OR Full OR Eric OR license) (7/17/2014 -> )	Docs	473
	MB	876
ESPN AND (skee* OR Full OR Eric OR license) (7/17/2014 --> )	Docs	423
	MB	2483
YouTube AND (skee* OR Full OR Eric OR license) (7/17/2014 --> )	Docs	6114
	MB	6472
Brewsk* (7/17/2014 --> )	Docs	915
	MB	3038
(Eric w/2 (Cooper or Wikman or Pavony)) AND NOT (Eric w/2 Schadrie) (7/17/2014 --> )	Docs	992
	MB	2675
Pavony (7/17/2014 --> )	Docs	1387
	MB	3077
"FCU" OR "Full Circle" (7/17/2014 --> )	Docs	2995
	MB	5364

"SBI" OR "Skeeball, Inc." OR "Skee Ball, Inc." OR "Skee-Ball, Inc." (7/17/2014 --> )	Docs	1576
	MB	5602
Tourn* AND (skee* OR Full OR Eric OR license) (7/17/2014 --> )	Docs	3106
	MB	4965
League AND (skee* OR Full OR Eric OR license) (7/17/2014 --> )	Docs	3743
	MB	5865
(Stream* OR *stream) AND (skee* OR Full OR Eric OR license) (7/17/2014 --> )	Docs	6767
	MB	12612
Broadcast AND (skee* OR Full OR Eric OR license) (7/17/2014 --> )	Docs	849
	MB	1338
Sladek (7/17/2014 --> )	Docs	662
	MB	2371
BEEB (7/17/2014 --> )	Docs	728
	MB	2513
(Skee OR *skee OR skee*) AND sport* (7/17/2014 --> )	Docs	2224
	MB	6115
(Skee OR *skee OR skee*) AND Compet* (7/17/2014 --> )	Docs	3442
	MB	6720
Skeeson* OR skee-son* (7/17/2014 --> )	Docs	109
	MB	68
App* w/25 lane* (7/17/2014 --> )	Docs	1491
	MB	3839
App* w/10 scor* (7/17/2014 --> )	Docs	925
	MB	3460
"Petro" OR gpetro@playmechanix.com (7/17/2014 --> )	Docs	194
	MB	1998
Mechanix (7/17/2014 --> )	Docs	221
	MB	796
NSBL (7/17/2014 --> )	Docs	2465
	MB	3651
"Skee-Ball Live" OR "Skeeball Live" OR "Skee Ball Live" OR "SB Live" (7/17/2014 --> )	Docs	791
	MB	2602
"live play" OR "liveplay" (7/17/2014 --> )	Docs	658
	MB	2296
"Skeemature Ejaculation" (7/17/2014 --> )	Docs	41
	MB	69
"Hepatitis Skee" (7/17/2014 --> )	Docs	38
	MB	69

"K. Skee Anthony" (7/17/2014 --> )	Docs	36
	MB	68
"One More Around the Mug" (7/17/2014 --> )	Docs	15
	MB	3
"Bottom Up Champs" (7/17/2014 --> )	Docs	26
	MB	38
"Skeefers Madness" (7/17/2014 --> )	Docs	33
	MB	58
(Jeff w/2 Hudson) OR jhudson@skeeball.com (7/17/2014 --> )	Docs	6604
	MB	5341
Search 1B TOTAL (7/17/2014 --> )	Docs	32577
	MB	28226
state* w/2 ("fifteen" OR "15") (7/17/2014 --> )	Docs	238
	MB	695
Search 1C TOTAL (7/17/2014 --> )	Docs	238
	MB	695
"Wik" OR "Wikman" (1/1/2015 --> )	Docs	1692
	MB	4272
Roy w/3 Hinoyosa (1/1/2015 --> )	Docs	10
	MB	1
Brewbacca (1/1/2015 --> )	Docs	125
	MB	1677
Live w/20 (lane* OR *lane) (1/1/2015 --> )	Docs	556
	MB	2189
Live w/20 alley* (1/1/2015 --> )	Docs	285
	MB	2135
Live w/20 machine* (1/1/2015 --> )	Docs	456
	MB	1121
Live w/20 unit* (1/1/2015 --> )	Docs	780
	MB	1113
Live w/20 game* (1/1/2015 --> )	Docs	2842
	MB	4859
Live w/20 product* (1/1/2015 --> )	Docs	1858
	MB	3839
Search 1D TOTAL (1/1/2015 --> )	Docs	6546
	MB	8299
Rev* w/3 shar* (1/1/2016 --> )	Docs	2139
	MB	4517
Rev* w/3 agree* (1/1/2016 --> )	Docs	1690
	MB	3309
Rev* w/3 deal (1/1/2016 --> )	Docs	428
	MB	2332

"Roll for Ohio" (1/1/2016 --> )	Docs	10
	MB	1
To/From/CC/BCC (Eric w/2 (Wikman or Pavony or Cooper)) (1/1/2016 --> )	Docs	786
	MB	271
Search 1E TOTAL (1/1/2016 --> )	Docs	4339
	MB	5748
To/From/CC/BCC ((Gaetan w/2 Philippon) OR gjphilippon@yahoo.com OR Gaetan.Philippon@menasha.com) (1/1/2017 --> )	Docs	1222
	MB	12
Search 1F TOTAL (1/1/2017 --> )	Docs	1222
	MB	12
"Beer ball" (1/1/2010 --> )	Docs	4757
	MB	5430
Search 1G TOTAL (1/1/2010 --> )	Docs	4757
	MB	5430
Overall TOTAL	Docs	45078
	MB	33887
Email Attachments TOTAL	Docs	20396
	MB	13260



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**From:** Stephen Shaw <sshaw@mcintyrefirm.com>

**Sent:** Wednesday, July 21, 2021 9:02 PM

**To:** Movit, Jeffrey <jmm@msk.com>; Lichtman, Leo <lml@msk.com>

**Cc:** Lepera, Christine <ctl@msk.com>; Paul Thanasides <paul@mcintyrefirm.com>; All CL Staff <AllCLStaff@mcintyrefirm.com>; Reid Skibell <rskibell@hs-law.com>; Christina Casadonte-Apostolou <christina@mcintyrefirm.com>

**Subject:** [EXTERNAL] Re: FCU - Confidential - Search Hit Report Fifth Revised Proposed Search Terms and Protocol

-EXTERNAL MESSAGE-

Good evening,

In addition to Christina's email below, please advise on the status of Bay Tek's revised report containing the hit counts for the terms FCU requested Bay Tek run, modified with the July 17, 2015 to present date range.

As Christina indicated on Monday, FCU reserves all rights as to its objection to the date range.

Thanks,

Stephen J. Shaw

[sshaw@mcintyrefirm.com](mailto:sshaw@mcintyrefirm.com)

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On Jul 21, 2021, at 8:26 PM, Christina Casadonte-Apostolou  
<[christina@mcintyrefirm.com](mailto:christina@mcintyrefirm.com)> wrote:

Hello,

Please see the attached search term hit report. It includes the agreed revised term 36: (skee OR skeeball OR skeeballs OR "skee-ball" OR "Brewskee-Ball" OR Brewskee OR NSBL) w/20 (trademark OR trademarks OR trademarking OR trademarked) AND (right\* OR license\*). It also includes application of the time limiter (July 17, 2014).

Thanks,

Christina

**Christina Casadonte-Apostolou**

McIntyre Thanasides Bringgold Elliott Grimaldi Guito & Matthews, P.A.

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<image001.png>

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